

Case 1:22-cv-10257-GHW-SDA Document 8 Filed 03/06/23 Page 1 of 2

AO 440 (Rev. 06/12) Summons in a Civil Action

UNITED STATES DISTRICT COURT

for the

Southern District of New York

Trent Berger

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*Plaintiff(s)*

v.

United States Department of Commerce

Civil Action No. 22 cv 10257

*Defendant(s)*

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**SUMMONS IN A CIVIL ACTION**

To: *(Defendant's name and address)* US Department of Commerce, 1401 Constitution Ave NW, Washington, D.C. 20230.

A lawsuit has been filed against you.

Within 21 days after service of this summons on you (not counting the day you received it) — or 60 days if you are the United States or a United States agency, or an officer or employee of the United States described in Fed. R. Civ. P. 12 (a)(2) or (3) — you must serve on the plaintiff an answer to the attached complaint or a motion under Rule 12 of the Federal Rules of Civil Procedure. The answer or motion must be served on the plaintiff or plaintiff's attorney, whose name and address are:

Michael R. DiChiara  
Krakower DiChiara LLC  
333 Bloomfield Avenue, Suite 305-4  
Caldwell, NJ 07006

If you fail to respond, judgment by default will be entered against you for the relief demanded in the complaint. You also must file your answer or motion with the court.

**CLERK OF COURT**

Date: March 6, 2023

/S/ S. James

*Signature of Clerk or Deputy Clerk*



Civil Action No. 22 cv 10257

**PROOF OF SERVICE***(This section should not be filed with the court unless required by Fed. R. Civ. P. 4 (l))*

This summons for (*name of individual and title, if any*) US Department of Commerce  
was received by me on (*date*) 3/7/2023.

- I personally served the summons on the individual at (*place*) \_\_\_\_\_  
on (*date*) \_\_\_\_\_; or  
 I left the summons at the individual's residence or usual place of abode with (*name*)  
\_\_\_\_\_, a person of suitable age and discretion who resides there,  
on (*date*) \_\_\_\_\_, and mailed a copy to the individual's last known address; or  
 I served the summons on (*name of individual*) Shoshanna Kaplan, Special Advisor to General Counsel  
1401 Constitution Ave., NW, Washington, DC 20230, who is  
designated by law to accept service of process on behalf of (*name of organization*)  
US Department of Commerce on (*date*) 3/7/2023 11:06 AM; or  
 I returned the summons unexecuted because \_\_\_\_\_; or

Other (*specify*): \_\_\_\_\_

My fees are \$ \_\_\_\_\_ for travel and \$ \_\_\_\_\_ for services, for a total of \$ \_\_\_\_\_.

I declare under penalty of perjury that this information is true.

Date: 3/7/2023  
*Server's signature*Joseph D. Koniowsky, Process Server*Printed name and title*

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P.O. Box 18647, Washington, DC 20036*Server's address*

Additional information regarding attempted service, etc:

Shoshanna Kaplan Gender: Female Race/Skin: White Age: 35 yrs. old Weight: 125 lb. Height: 5'6" Hair:  
Brown Glasses: No Other:

Documents Served: Summons in a Civil Action and Plaintiff's Original Complaint